

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

- - - - - x
UNITED STATES OF AMERICA

:
- v. -

BENNY RUIZ,

Defendant.

:
: **08 CRIM**

:
- - - - - x

:
INDICTMENT

:
08 Cr.

:
29

COUNT ONE

The Grand Jury charges:

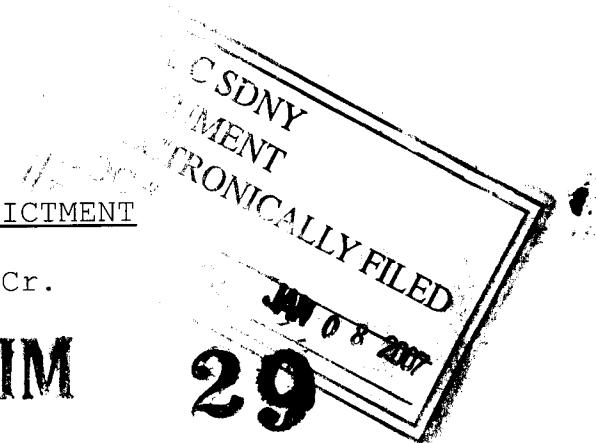
1. On or about October 29, 2007, in the Southern District of New York, BENNY RUIZ, the defendant, unlawfully, intentionally, and knowingly did possess with intent to distribute a controlled substance, to wit, mixtures and substances containing a detectable amount of heroin.

(Title 21, United States Code, Sections 812, 841(a)(1), and 841(b)(1)(C).)

COUNT TWO

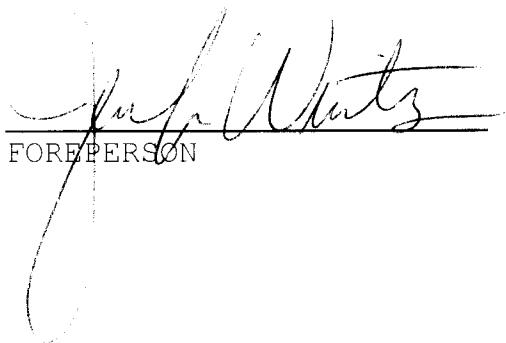
The Grand Jury further charges:

2. On or about October 29, 2007, in the Southern District of New York, BENNY RUIZ, the defendant, after having been convicted in a court of a crime punishable by imprisonment for a term exceeding one year, to wit, a conviction on or about June 9, 2003, in New York Supreme Court, Bronx County, of criminal sale of a controlled substance in the third degree, in violation of New York Penal Law 220.39, unlawfully, willfully, and knowingly, did possess in and affecting commerce, a firearm, to wit, a 9



millimeter Keltec semi-automatic handgun, and ammunition, to wit, 10 rounds of 9 millimeter ammunition, 1 round of .44 caliber ammunition and 16 rounds of .40 caliber ammunition, which previously had been shipped and transported in interstate commerce.

(Title 18, United States Code, Section 922(g)(1).)


John W. Witz
FOREPERSON

Michael J. Garcia
MICHAEL J. GARCIA
United States Attorney

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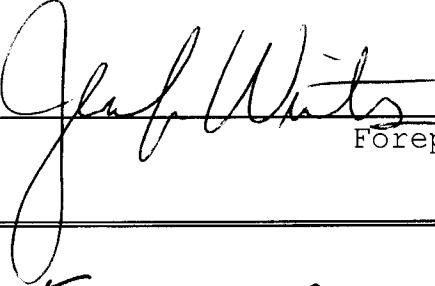
INDICTMENT

08 Cr.

(18 U.S.C. § 922(g), and
21 U.S.C. § 841(b)(1)(C))

MICHAEL J. GARCIA
United States Attorney.

A TRUE BILL


Foreperson.

01/08/08 Indictment Filed. Case Assigned to
off A/n ordered USDJ Sunvar.

Fox, M.J.